



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Peter Slowinski  
Serial No. : 10/725,951  
Date of Filing : December 2, 2003  
Title : *METHOD AND APPARATUS FOR EXERCISING INTERNAL  
AND EXTERNAL OBLIQUE MUSCLES*  
Art Unit : 3764  
Examiner : To be assigned  
Customer No. : 26707  
Attorney Docket No. : 118729.00002

**RESPONSE TO NOTICE TO FILE MISSING PARTS  
OF NONPROVISIONAL APPLICATION**

Mail Stop **Missing Parts**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

OFFICE OF PUBLIC RECORDS  
2005 JUL 21 AM 10:49  
FINANCE SECTION

Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application Papers mailed March 23, 2005, please find the following documents transmitted herewith:

- 1) Copy of Notice to File Missing Parts of Nonprovisional Application;
- 2) Petition for Extension of Time (2 months)
- 3) Fee Transmittal
- 4) Executed Declaration of Peter Slowinski;
- 5) Preliminary Amendment; and
- 6) Return postcard.

The Commissioner is hereby authorized to any fees due with this filing to Deposit Account No. **17-0055**.

Respectfully submitted,  
**QUARLES & BRADY STREICH LANG, LLP**

July 21, 2005

By: Robert D. Atkins

Robert D. Atkins, Reg. No. 34,288

**Address all correspondence to:**

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**EXPRESS MAIL LABEL: EV667329333US**

I hereby certify that this correspondence listed below is being deposited with the United States Postal Service on the date set forth below as Express Mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date of Signature  
and Deposit: July 21<sup>st</sup>, 2005

By: *Erin L. Duffy*  
(Signature of person depositing mail)

ERIN DUFFY

**CERTIFICATE OF MAILING PURSUANT TO 37 C.F.R. 1.10**

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Serial No. : 10/725,951  
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**Type of Filing:**

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UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/725,951	12/02/2003	Peter Slowinski	1066-P-2

TOD R. NISSLE, P.C.  
P.O. Box 55630  
Phoenix, AZ 85078

CONFIRMATION NO. 2876

FORMALITIES LETTER



\*OC000000015539774\*

Date Mailed: 03/23/2005

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 395 to complete the basic filing fee for a small entity.*
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$460 for a Small Entity

- \$395 Statutory basic filing fee.
- \$65 Late oath or declaration Surcharge.

RECEIVED  
OIPE/IAP

AUG 01 2005

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

08/01/2005 SSITHIB1 00000012 170055 10725951

01 FC:2011	150.00	DA
02 FC:2111	250.00	DA
03 FC:2311	100.00	DA
04 FC:2051	65.00	DA
05 FC:2201	100.00	DA

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Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

**FEE TRANSMITTAL**  
**For FY 2005**☒ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$ ) 890.00**Complete if Known**

Application Number	10/725,951
Filing Date	December 2, 2003
First Named Inventor	Peter Slowinski
Examiner Name	To be assigned
Art Unit	3764
Attorney Docket No.	118729.00002

**METHOD OF PAYMENT (check all that apply)**

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_

☒ Deposit Account Deposit Account Number: 17-0055 Deposit Account Name: Quarles & Brady LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	500
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES**

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent	50	25
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent	200	100
Multiple dependent claims	360	180

**Total Claims**      **Extra Claims**      **Fee (\$)**      **Fee Paid (\$)**

19 - 20 or HP = 0 x 25 = 0

HP = highest number of total claims paid for, if greater than 20

**Indep. Claims**      **Extra Claims**      **Fee (\$)**      **Fee Paid (\$)**

4 - 3 or HP = 1 x 100 = 100.00

HP = highest number of independent claims paid for, if greater than 3

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/ 50 =	(round up to a whole number) x	=	

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other: (2051) \$65 Late Oath Surcharge and (2252) 225.00 for 2-mo ext.

**Fees Paid (\$)**

290.00

**SUBMITTED BY**

Signature		Registration No. 34,288 (Attorney/Agent)	Telephone 602-229-5311
Name (Print/Type)	Robert D. Atkins	Date July 21, 2005	

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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